CIVIL COURT OF THE COUNTY OF RICHMOND		
UNIFUND CCR LLC,	x	AFFIRMATION IN OPPOSITION
	Plaintiff,	INDEX # CV-005425-17/KI MJRF FILE #1527236
-agai	nst-	
JACKIE BURKS,	Defendant.	
STATE OF NEW YORK)	
COUNTY OF NASSAU) ss.:)	

THOMAS A. DREDGER, JR., pursuant to CPLR §2106, respectfully states as follows upon information and belief:

- 1. I am a member of the firm of MULLOOLY, JEFFREY, ROONEY & FLYNN LLP, attorneys for plaintiff, in the above-entitled action and as such I am fully familiar with all of the facts and circumstances relating thereto.
- 2. I make this affirmation in opposition to the Order to Show Cause of the defendant, JACKIE BURKS returnable on March 27, 2019, seeking to vacate and set aside the judgment in the above-entitled action.
 - 3. The requirement for a vacatur of a judgment is the showing of both:
 - a. excusable default, and
 - b. a meritorious defense to the action.
- 4. It is respectfully submitted that the defendant in this instance has shown neither. Annexed hereto as Exhibit "1" is an affidavit of service indicating substitute service on the Defendant, JACKIE BURKS. Defendant's assertion that she was not served is refuted by the affidavit of service.
 - 5. The Defendant has failed to set forth a meritorious defense to this action of any kind.

6. This communication is from a debt collector. Inis is an attempt to collect a debt. Any information obtained will be used for this purpose.

WHEREFORE, the motion should be denied, together with such other, further and different relief as to this Court may seem just and proper.

Affirmed to be true under the penalties of perjury pursuant to CPLR §2106, on this day of March 2019

THOMAS A. DREDGER, JR.

EXHIBIT "1"

Case 1:20-6v-01001-NRM-SNG Document-28:219 Filed 07/107/20 Page 4 of 10 Page 10 #: 358 **PrintDocument**

CIVIL COURT OF THE CITY OF NEW YORK

Attorney: MULLOOLY, JEFFREY, ROONEY

& FLYNN, LLP - 94

COUNTY OF RICHMOND

UNIFUND CCR LLC

Index #: 005425/2017

Plaintiff(s)

Purchased: November 13, 2017

Date Filed: December 18, 2017

JACKIE BURKS

Defendant(s)

AFFIDAVIT OF SERVICE

Attorney File #1: 01527236

STATE OF NEW YORK: COUNTY OF NEW YORK ss:

BASSEM A ELASHRAFI BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION AND OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

- against -

That on December 11, 2017 at 08:44 PM at

265 MILL RD APT 2M STATEN ISLAND, NY 10306

deponent served the within true copy/copies of the SUMMONS & COMPLAINT on JACKIE BURKS, the defendant/respondent therein named,

SUITABLE AGE

by delivering thereat a true copy/copies of each to CHRISTINA BURKS a person of suitable age and discretion. Said premises is the defendant's/respondent's dwelling house within the state. She identified herself as the RELATIVE of the defendant/respondent.

Deponent further states that he describes the person actually served as follows:

Sex	Skin Color	Hair Color	Age (Approx.)	Height (Approx.)	Welght (Approx)
FEMALE	TAN	BLACK	35	5'4	140

MAILING

Deponent enclosed a true copy/copies of same in a postpaid wrapper properly addressed to the defendant/respondent at the defendant's/respondent's last known residence at

265 MILL RD APT 2M STATEN ISLAND, NY 10306

and deposited said wrapper in a post office or official depository under exclusive care and custody of the United States Postal Service within New York State on December 13, 2017 by REGULAR FIRST CLASS MAIL in an envelope marked PERSONAL & CONFIDENTIAL and not indicating on the outside envelope thereof, by return address or otherwise that the communication is from an attorney or concerns an action against the party to be served.

MILITARY SERVICE

Person spoken to was asked whether the defendant was in the military service of the State of New York or the United States and received a negative reply. Upon information and belief based upon the conversation and observation as aforesaid deponent avers that the defendant is not in the military service of the State of New York or the United States as aroresaid deponent avers that the defendances not the fine that term is defined in the statutes of the State of New York or the Federal Soldiers and Sailors Civil Relief Activities and Sailors Civil Relief Acti

The Summons Served had endorsed thereon the Index number and date of filing.

DEC 27 2017

Sworn to me on: December 13, 2017

Linda Forman Notary Public, State of New York No. 01FO5031305 Qualified in New York County Commission Expires August 1, 2018 Notary Public, State of New York No. 01FO6125415 Qualified in New York County Commission Expires April 18, 2021 Gotham Process Inc. 299 Broadway New York NY 10007

BASSEM A ELASHRAFI

43

License #: 2016929

Docket #: *1047807*

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CIVIL COURT OF THE CIT COUNTY OF RICHMOND	5 5 50 100 100 100 100 100 100 100 100 1	
YORK ANESTHESIOLOGIS Plain		AFFIRMATION IN OPPOSITION
-against-		
TINA GRANATA		INDEX #CV-00006633-2018 MJRF FILE #01753385
	Defendant.	
STATE OF NEW YORK)	
COUNTY OF NASSAU) ss.:	

GERALD W. FLYNN, is an attorney duly admitted to practice law before the Courts of the State of New York, pursuant to CPLR §2106, hereby affirms the following to be true under the penalties of perjury:

- I am a member of the firm of MULLOOLY, JEFFREY, ROONEY & FLYNN LLP, attorneys for plaintiff, in the above-entitled action and as such I am fully familiar with all of the facts and circumstances relating thereto.
- 2. I make this affirmation in opposition to the Order to Show Cause of the defendant, TINA GRANATA returnable April 17, 2019 seeking to vacate and set aside the judgment in the above-entitled action.
 - 3. The requirement for a vacatur of a judgment is the showing of
 - a. excusable default, and
 - b. a meritorious defense to the action.
- 4. It is respectfully submitted that the defendant in this instance has been neither. Annexed hereto as Exhibit "1" is an affidavit of service indicating suitable age service on the Defendant, TINA GRANATA on November 17, 2018. Defendant's assertion that she was not served is refuted by the affidavit of service.

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5. The Defendant has failed to set forth a meritorious defense to this action of any

kind.

6. This communication is from a debt collector.

WHEREFORE, deponent respectfully requests a denial of the defendant's motion.

Affirmed to be true under the penalties of perjury pursuant to CPLR §2106, on this 12th day of April 2019

GERALD W. FLYNN, ESQ.

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IVIL COURT	OF THE CITY (OF NEW YORK		Attorr	ey: MULLOOLY, JE	FFREY, ROONE
COUNTY OF RICHMOND . ,				& FLYNN, LLP - 94		
	HESIOLOGIS1	TS PLLC		<u> </u>	Index #: 006633/	2018
ORK ANLOY	112010200101	.01.220	Pla	intiff(s)	Purchased: Nove	ember 5, 2018
	-against-					
INA GRANAT					AFFIDAVIT OF	SERVICE
			De	endant(s)	A4 File #1:	01753385
					Attorney File #1:	01755565
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leponent serve		copy/copies of the SU	IMMONS & COMPLAI	NT on TINA GRANA	A, the	
SUITABLE AGE		hereat a true copy/cope defendant's/respon	pies of each to JOSHU dent's dwelling house	A GRANATA a perso within the state. He id	n of suitable age and d entified himself as the l	iscretion. Said RELATIVE of the
	Deponent furt	her states that he des	cribes the person actu	ally served as follows		
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CIVIL COURT OF THE CITY O COUNTY OF BRONX		
UNIFUND CCR LLC		AFFIRMATION IN
-against-	Plaintiff,	OPPOSITION
AKALA SEIFULLAH		INDEX #CV-020829-18/BX MJRF FILE #1738773
	Defendant.	
STATE OF NEW YORK)	X	
COUNTY OF NASSAU) ss.:)	

THOMAS A. DREDGER, JR. is an attorney duly admitted to practice law before the Courts of the State of New York, pursuant to CPLR §2106, hereby affirms the following to be true under the penalties of perjury:

- I am a member of the firm of MULLOOLY, JEFFREY, ROONEY & FLYNN LLP, attorneys
 for plaintiff, in the above-entitled action and as such I am fully familiar with all of the facts and
 circumstances relating thereto.
- 2. I make this affirmation in opposition to the Notice to Dismiss of the defendant, AKALA SEIFULLAH returnable April 23, 2019 seeking to dismiss the above-entitled action.
- 3. It is respectfully submitted that the defendant in this instance has shown no meritorious defense. Annexed hereto as Exhibit "1" is an affidavit of service indicating substitute service on the Defendant, AKALA SEIFULLAH on October 31, 2018. Defendant's assertion that she was not served is refuted by the affidavit of service.
 - 4. The Defendant has failed to set forth a meritorious defense to this action of any kind.
 - This communication is from a debt collector.

WHEREFORE, deponent respectfully requests a denial of the defendant's motion.

Affirmed to be true under the penalties of perjury pursuant to CPLR §2106, on this 22nd day of April 2019

THOMAS A. DREDGER, JR.

EXHIBIT "1"

Exhibit 1

CIVIL COURT OF THE CITY OF NEW YORK

Attorney: MULLOOLY, JEFFREY, ROONEY

& FLYNN, LLP - 94

COUNTY OF BRONX

UNIFUND CCR LLC

Index #: 20829/2018

Plaintiff(s)

Purchased: October 22, 2018

Date Filed: November 2, 208

SOR'C (H)
SONACKE
HALLURIES ALANA

SSMACBB M\ ENAEFOBE CIAIT CONGL Defendant(s)

AFFIDAVIT OF SERVICE

Attorney File #1: 01738773

STATE OF NEW YORK: COMO OF NEW YORK ss:

CARL BOUTON BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION AND OVER THE BEDDITION HEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on October 31, 2018 at 09:04 M at

3405 KOSSUTH AVE APT 4D BRONX, NY 10467

deponent served the within true copy/copies of the SUMMONS & COMPLAINT on AKALA SEIFULLAH, the defendant/respondent therein named.

SUITABLE AGE by delivering thereat a true copy/copies of each to KHALID SEIFULLAH a person of suitable age and discretion. Said premises is the defendant's/respondent's dwelling house within the state. He identified himself as the RELATIVE of the defendant/respondent.

Deponent further states that he describes the person actually served as follows:

Sex Skin Color
MALE BROWN

Hair Color BROWN Age (Approx.)

Height (Approx.)

Weight (Approx)

Middle bearings

MAILING

Deponent enclosed a true copy/copies of same in a postpaid wrapper properly addressed to the detendant's/respondent's last known residence at

3405 KOSSUTH AVE APT 4D BRONX, NY 10467

and deposited said wrapper in a post office or official depository under exclusive care and custody of the United States.

Postal Service within New York State on November 1, 2018 by REGULAR FIRST CLASS MAIL in an envelope marked PERSONAL & CONFIDENTIAL and not indicating on the outside envelope thereof, by return address or otherwise that the communication is from an attorney or concerns an action against the party to be served.

MILITARY SERVICE Person spoken to was asked whether the defendant was in the military service of the State of New York or the United States and received a negative reply. Upon information and belief based upon the conversation and observation as aforesaid deponent avers that the defendant is not in the military service of the State of New York or the United States as that term is defined in the statutes of the State of New York or the Federal Soldiers and Sailors Civil Relief Act.

The Summons Served had endorsed thereon the Index number and date of filing.

RCVD BY MJRF NOV 0 5 2018

Sworn to me on: November 1, 2018

Linda Forman Notary Public, State of New York No. 01FO5031305 Qualified in New York County Commission Expires August 1, 2022 Robin Forman Notary Public, State of New York No. 01FO6125415 Qualified in New York County

Qualified in New York County Commission Expires April 18, 2021 Golham Process Inc. 299 Broadway New York NY 10007

CARL BOUTON

License #: 2011838

Docket #:

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